

REMARKS

The Applicants thank the Examiner for the careful consideration of this application. The Office Action dated January 7, 2010 has been received and its contents carefully considered. Claims 2-3, 5-8, 10-23, and 27-33 are currently pending in this application. Claims 2, 5-8, 10-22, 27, 28, and 30-33 are allowed. Claims 3 and 23 have been amended. Support for the amendments may be found throughout the specification, for example on page 8, lines 6-11, and page 16, lines 20-22. Based on the foregoing amendments and the following remarks, the Applicant respectfully requests that the Examiner reconsider all outstanding rejections and that they be withdrawn.

Specification

The specification has been amended on pages 3, 4, 12, and 18 to correct a typographical error in the formula C(S)R²⁵R²⁶ to read C(S)NR²⁵R²⁶. This amendment is supported throughout the original specification. The correct formula is found, for example on page 8, lines 6-11, page 13 lines 3, 19, and 30, page 16, line 22, and page 22, line 23. The missing nitrogen atom is apparent to one of ordinary skill based on its use throughout the specification and the claims as originally filed. No new matter is added.

Claim Rejection – 35 U.S.C. § 112

On page 3, the Office Action rejects claims 3, 23, and 29 under 35 U.S.C. § 112. The Office Action asserts that claim 3 is indefinite for the typographical error in the formula C(S)R²⁵R²⁶. The formula has been corrected to read C(S)NR²⁵R²⁶ as used elsewhere in claim 3, and throughout the specification. Claim 29 is dependent from claim 3. Applicants respectfully request the rejection of claims 3 and 29 be withdrawn.

The Office Action rejects claim 23 as indefinite because of an alternative chemical name presented in parenthesis. Claim 23 is amended by cancelling the parenthetical, as suggested by the Examiner. Applicants request the rejection of claim 23 be withdrawn.

Allowable Subject Matter

Applicants acknowledge and appreciate the Examiners allowance of claims 2, 5-8, 10-22, 27, 28, and 30-33.

Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. Applicant believes that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is hereby invited to telephone the undersigned at the number provided.

The Commissioner is authorized to charge any deficiency in any patent application processing fees pursuant to 37 CFR § 1.17, including extension of time fees pursuant to 37 CFR § 1.17(a)-(d), associated with this communication and to credit any excess payment to Deposit Account No. 22-0261.

Dated: April 7, 2010

Respectfully submitted,

By /Michael E. Nelson/
Keith G. Haddaway, Ph.D.
Registration No.: 46,180
Michael E. Nelson, Ph.D.
Registration No.: 64,115
VENABLE LLP
P.O. Box 34385
Washington, DC 20043-9998
(202) 344-4000
(202) 344-8300 (Fax)
Attorney/Agent For Applicant